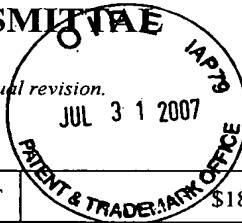


MISC. FEE TRANSMITTAL

Patent fees are subject to annual revision.



Complete if Known

Application Number 10/520,925
 Filing Date September 26, 2005
 First Named Inventor Olsen, et al.
 Examiner Name Berch, Mark L.
 Group Art Unit 1624
 Attorney Docket Number 21194P

TOTAL AMOUNT OF PAYMENT \$180

METHOD OF PAYMENT

☒ Deposit Account

Deposit Account Number 13-2755

Deposit Account Name Merck & Co., Inc.

The Director is authorized to:

☒ Charge fee(s) indicated below

☒ Credit any overpayments

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

FEE CALCULATION

FEES

Large Entity

Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	
1051	130	Non-English Specification	
1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1402	500	Filing a brief in support of an appeal	
1452	500	Petition to revive - unavoidable	
1453	1,500	Petition to revive - unintentional	
1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	Submission of Information Disclosure Statement	180
1809	790	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	For each additional invention to be examined (37 CFR 1.129(b))	
1840	130	Statutory Terminal Disclaimer under 37 CFR 1.321	

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT July 31, 2007

EXPRESS MAIL NO. EM84676227803

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO

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MAILED BY Kenneth R. Walton
 DATE 7/31/07

Other fee (specify)

Other fee (specify)

TOTAL \$180

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name Kenneth R. Walton

Reg. Number 32,951

Signature Kenneth R. Walton

Date 07/31/2007

Deposit Account User ID

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Olsen, David B. et al.

Serial No. 10/520,925

Filed: September 26, 2005

For: THIONUCLEOSIDE DERIVATIVES AS INHIBITORS OF
RNA-DEPENDENT RNA VIRAL POLYMERASEArt Unit: 1624Examiner: Berch, Mark L.Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97

Sir:

1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).

2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.

4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

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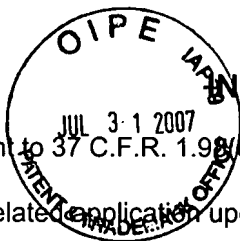
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DATE OF DEPOSIT JULY 31, 2007
EXPRESS MAIL NO. EM046762278USI HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
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ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VIRGINIA 22313-1450.MAILED BY [Signature]
DATE 7/31/07

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By _____ Date _____



INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

RELATED APPLICATION		
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE

If this is inconvenient, additional copies will be submitted upon request.

6. In accordance with 37 C.F.R. 1.97, (check one)

- ☐ the attached information is filed within three months of the filing date of the captioned case.
- ☐ the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.
- ☐ the attached information is filed before the mailing of a first Office action after the filing of a request for continued examination under §1.114.
- ☒ the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).
- ☐ each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
- ☐ each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application *and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.*
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,

Kenneth R. Walton

By: Kenneth R. Walton

Attorney _____ For Applicant(s)

Reg. No. 32,951

MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-3462

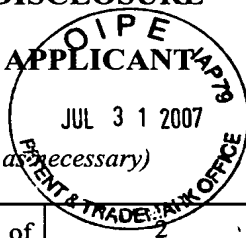
Date: July 31, 2007

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(use as many sheets as necessary)



Sheet

1

of

2

COMPLETE IF KNOWN

Application Number	10/520,925
Filing Date	September 26, 2005
First Named Inventor	Olsen, David B. et al.
Group Art Unit '	1624
Examiner Name	Berch, Mark L.
Attorney Docket Number	21194P

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
		WO	2004/072090	A1	Merck & Co., Inc.	08/26/2004
		WO	2004/009020	A2	Merck & Co., Inc.; ISIS Pharmaceuticals, Inc.	01/29/2004
		WO	2004/007512	A2	Merck & Co., Inc.; ISIS Pharmaceuticals, Inc.	01/22/2004
		WO	2004/000858	A2	Merck & Co., Inc.; ISIS Pharmaceuticals, Inc.	12/31/2003
		WO	03/105770	A2	Merck & Co., Inc.; ISIS Pharmaceuticals, Inc.	12/24/2003
		WO	03/068244	A1	Merck & Co., Inc.; ISIS Pharmaceuticals, Inc.	08/21/2003

Examiner
Signature

Date
Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				COMPLETE IF KNOWN	
				Application Number	10/520,925
				Filing Date	September 26, 2005
				First Named Inventor	Olsen, David B. et al.
				Group Art Unit	1624
				Examiner Name	Berch, Mark L.
Sheet	2	of	2	Attorney Docket Number	21194P

[illegible]

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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